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2012 JAN 25 PM 4: 35

Response to Request for Information

January 19th, 2012

In re Patent No. 6,635,309

Issued: October 21, 2003

Application No. 09/803,218

Filing Date: March 12, 2001

Attorney Docket No. RDP001U

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OFFICE OF PETITIONS

In response to the petition under 37 CFR 1.378(b) – Filed October 3, 2011

Dear Ms. McLaughlin,

I have several patents, all of which are maintained by a particular patent law firm with responsibilities to pay maintenance fees. I filed patent no. 6,635,309 with a different patent attorney who had not assumed responsibility of maintenance fees. In doing so, I did not know they had become due.

As requested I have addressed the following points:

- I was not aware of the expiration of this patent prior to September 2009 and first became aware of it when I was notified of its expiration by Swarovski, who holds the marketing rights of this patent.
- Dr. George Groth is board certified in the medical specialty of internal medicine. He has been my physician for over 20 years.
- After the heart attack which occurred in December 2009, I suffered reoccurring symptoms which required repeat surgery and hospitalization in February of 2010 (records were included previously). At this time and for the year after I was focused on recovering from both surgeries while receiving continuing cardiac treatments and evaluations.
- Please note that financial hardship was not an issue. The fees were to be reimbursed by Swarovski who holds the marketing rights of this patent. Its expiration jeopardizes my contract

with this company. If it wasn't for such medical problems and memory loss I would have never jeopardized my contract them.

Sincerely,

Richard Pollak